

A G E N D A
BOARD OF SHELBY COUNTY COMMISSIONERS
CHARTER FORM OF GOVERNMENT
MAY 23, 2005

1:30 P.M.	COMMISSION CONVENES
CALL TO ORDER	Deputy Sheriff Clayton Maclin
INVOCATION	Reverend John D. Pasley, Jr. Mount Pisgah Christian Methodist Episcopal

PLEDGE OF ALLEGIANCE

ROLL CALL

	<u>Approval of Minutes of Previous Sessions</u>
WILLINGHAM ADOPTED	May 9, 2005

C O N S E N T A G E N D A

	<u>Resolutions of Memorial, Sympathy and Commendation</u>
	<u>Ordinances</u>
AVERY APPROVED	1. <u>ORDINANCE – FIRST READING</u> – Ordinance to amend the regulations governing the construction, installation and operation of subsurface sewage disposal systems.
KIRK ADOPTED	1A. Resolution in support of the budget funding requests of the Memphis City Schools and Shelby County Schools for FY 2006.
FORD APPROVED	2. <u>ORDINANCE – FIRST READING</u> – An Ordinance to adopt Supplement No. 27 to the Code of Shelby County, Tennessee.

	<u>Zoning and Subdivisions</u>
MOSS ADOPTED (A-F)	3. Resolution approving various subdivision contracts, plats, extensions, bond releases, etc. as recommended by the County Engineer.

Reports and/or Resolutions of Standing Committees

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| KIRK
ADOPTED | 4. | Resolution to request unclaimed balance of accounts remitted to State Treasurer under Unclaimed Property Act. |
| KIRK
ADOPTED | 5. | Resolution approving the sale of .53 acres of surplus real property known as the County Training Center property located at 740 Court Avenue to the State of Tennessee for the sum of \$315,000.00. |
| KIRK
ADOPTED | 6. | Resolution approving the sale of six delinquent tax parcels from tax sale(s) 44, 55, 82.2, 83.1, 85.2, and 97.4 pursuant provisions of the Tennessee Code Annotated 67-5-2507. |
| KIRK
ADOPTED | 7. | Resolution approving contract with South Seas, Inc., for roof replacement at 591 Washington, appropriating funds in the amount of \$165,000.00 from the FY 2004/2005 Budget for CIP Project Number 101710, Office Buildings. |
| AVERY
ADOPTED | 8. | Resolution approving expenditure of funds by Shelby County Government to Standard Construction Company and Lehman-Roberts Company for plant mix asphalt in the approximate amount of \$395,500.00 from July 1, 2005 through June 30, 2006. |
| LILLARD
ADOPTED | 9. | Resolution approving expenditure of funds by Shelby County Government to Titan Concrete and Metro Materials Company for Ready Mix Concrete in the approximate amount of \$140,000.00 from July 1, 2005 through June 30, 2006. |
| LILLARD
ADOPTED | 10. | Resolution approving the expenditure of funds by Shelby County Government to Memphis Stone and Gravel Company for Pit Run Gravel and to Fullen Dock and Warehouse for Backfill Sand and to Metro Materials Company for Mortar Sand in the approximate amount of \$268,440.00 from July 1, 2005 through June 30, 2006. |
| BOLTON
(REMOVED TO
REGULAR
AGENDA)
ADOPTED | 11. | Resolution approving expenditure of funds by Shelby County Government to Mid-America International Trucks for the purchase of a Lowboy Tandem Axle Truck Trailer in the amount of \$87,975.00. |
| AVERY
ADOPTED | 12. | Resolution to amend the Memphis and Shelby County Health Department FY 2004-2005 Operating Budget and to amend the FY 2004-2005 Position Control Budget for the Bioterrorism Program. |

**AVERY
ADOPTED**

13. Resolution to approve a contract between the University of Tennessee and Shelby County Government for County Medical Examiner and Forensic Services in the amount of \$1,981,177.00 for the period July 1, 2004 – June 30, 2005.

**AVERY
ADOPTED**

14. Resolution to approve a subcontract between the Memphis and Shelby County Health Department and the University of Tennessee to design and implement a Public Information Campaign to reduce infant mortality for the period July 1, 2004 – June 30, 2005 in the amount of \$100,000.00.

**AVERY
ADOPTED**

15. Resolution appropriating \$5,000,000.00 from FY 2005 CIP Project Number 101401, Regional Medical Center, to assist in the capital funding of The Regional Medical Center.

**THOMPSON
ADOPTED**

16. Resolution approving contract between Shelby County Government on behalf of the Juvenile Court of Memphis and Shelby County, and the agency for Youth and Family Development in the amount not to exceed \$230,684.00 to continue operations of twenty-six slots of hardware-secure correctional beds and to provide aftercare for delinquent male juveniles.

**THOMPSON
ADOPTED**

17. Resolution amending the FY 2004/2005 Operating Budget and the FY 2004/2005 CIP Budget, appropriating \$100,000.00 from the Roads and Bridges Department and appropriating and authorizing a transfer from CIP Project Number 101523, Sheriff Training Shoot Building and Driving Range in the amount of \$100,000.00.

**THOMPSON
ADOPTED**

18. Resolution appropriating funds to purchase replacement in-car video systems, by Shelby County Government from Mobilevision, Inc., in the amount of \$269,619 for the Sheriff's Office.

**MALONE
ADOPTED**

19. Resolution by the Board of Commissioners of Shelby County, Tennessee approving the participation of Shelby County in the Dolly Parton Imagination Library Project.

**FORD
ADOPTED**

20. Resolution approving On-The-Job Injury benefits for Sheriff's Deputy Brinda Beard.

**FLINN
ADOPTED**

21. Resolution approving the FY 2006 Budget of the Center City Commission.

FLINN
ADOPTED

22. Resolution approving the transfer of title of three parcels of Homestead Program property pursuant to Tennessee Code Annotated 7-66-101 to 7-66-111 and Resolution #24 adopted by the Shelby County Board of Commissioners on October 7, 1985, authorizing the implementation of the Shelby County Homestead Program.

FLINN
ADOPTED

23. Resolution rescinding previously approved resolution approving Homestead Program transfer of property and reassigning property to the real estate office for sale.

THOMPSON
ADOPTED

CONSENT AGENDA

REGULAR AGENDA

Elections, Appointments, and Confirmations

FORD
ADOPTED

24. Resolution approving the county mayor's nomination of Dawn W. Kinard, E. Scott Fleming, Eugene Pearson "Gene" Gibson, Jr., and Marvin H. Palmer, Sr. for reappointment to the Memphis and Shelby County *Land Use Control Board*.

FORD
ADOPTED

25. Resolution approving the county mayor's nomination of William M. Mitchell for reappointment to the Memphis and Shelby County *Land Use Control Board*.

Ordinances

MOSS
AMENDED
(DEFERRED
TO 6/6/05)

26. ORDINANCE – THIRD READING – Joint Ordinance by the Council of the City of Memphis and by the Shelby County Board of Commissioners adopting the Joint Existing Building Code and providing an effective date.

MOSS
AMENDED
(DEFERRED
TO 6/6/05)

27. ORDINANCE – THIRD READING – Joint Ordinance by the Council of the City of Memphis and by the Shelby County Board of Commissioners amending the Joint Building Code of Memphis and Shelby County, as last adopted by the Shelby County Board of Commissioners in Joint Ordinance #244 on August 27, 2001, and by the Council of the City of Memphis in Ordinance #4549 on September 4, 2001, so as to make certain changes as hereinafter set out and establish an effective date.

MOSS
AMENDED
(DEFERRED
TO 6/6/05)

28. ORDINANCE – THIRD READING - Joint Ordinance by the Council of the City of Memphis and by the Shelby County Board of Commissioners amending the Joint Electric Code of Memphis and Shelby County, as adopted by the Shelby County Board of Commissioners

in Ordinance #245 on August 27, 2001, and by the Council of the City of Memphis in Ordinance #4892 on September 4, 2001, so as to make certain changes as hereinafter set out and providing an effective date.

MOSS
AMENDED
(DEFERRED
TO 6/6/05)

29. ORDINANCE – THIRD READING – Joint Ordinance by the Council of the City of Memphis and by the Shelby County Board of Commissioners amending the Joint Fuel Gas Code of Memphis and Shelby County, as adopted by the Shelby County Board of Commissioners in Ordinance #246 on August 27, 2001, and by the Council of the City of Memphis in Ordinance #4889 on September 4, 2001, so as to make certain changes as hereinafter set out and to establish the effective date.

MOSS
AMENDED
(DEFERRED
TO 6/6/05)

30. ORDINANCE – THIRD READING - Joint Ordinance by the Council of the City of Memphis and by the Shelby County Board of Commissioners amending the Joint Mechanical Code of Memphis and Shelby County, as adopted by the Shelby County Board of Commissioners in Ordinance #247 on August 27, 2001, and by the Council of the City of Memphis in Ordinance #4891 on September 4, 2001, so as to make certain changes as hereinafter set out and establish an effective date.

MOSS
AMENDED
(DEFERRED
TO 6/6/05)

31. ORDINANCE – THIRD READING - Joint Ordinance by the Council of the City of Memphis and by the Shelby County Board of Commissioners amending the Joint Plumbing Code of Memphis and Shelby County, as adopted by the Shelby County Board of Commissioners in Ordinance #248 on August 27, 2001, and by the Council of the City of Memphis on September 4, 2001, in Ordinance #4890, so as to make certain changes as hereinafter set out and providing an effective date.

Zoning and Subdivisions

MOSS
(DEFERRED
TO 6/6/05)

32. CASE NO. P.D. 04-357 CC
APPLICANT: Joe Woods

LOCATION: East side of Dexter Lane; +/-602 feet south of Rainsong Cove

REQUEST: 64 single family residences in a gated community

Memphis and Shelby County Office of Planning and Development recommendation:
APPROVAL WITH CONDITIONS

Memphis and Shelby County Land Use Control Board recommendation:
APPROVAL WITH CONDITIONS

(Notice of public hearing published in the Daily News on Friday, May 13, 2005.)

Reports and/or Resolutions for Standing Committees

Announcements/Statements

- 33. Notification from county mayor of various appointments/reappointments to Boards, Commissions, and offices of Shelby County Government.
 - a. Resolution approving the county mayor's nomination of Carol Winfield Jones for appointment to the new *Memphis Arena Public Building Authority of Memphis and Shelby County, Tennessee*, for the unexpired term of Verna Hawkins-Lambert.

Adjournment

THOMPSON
ADOPTED

- 34. Resolution of Adjournment to June 6, 2005, at 1:30 p.m.

AGENDA # 3
MAY 23, 2005

3A

SUBDIVISION: BRIEF ROAD SUBDIVISION (S 05-004 CO)

DEVELOPER: GREGORY ALEX COKER AND IVAN COKER

ACTION: RESOLUTION TO APPROVE THE PLAT FOR BRIEF ROAD SUBDIVISION (S 05-004 CO) AND AUTHORIZE THE RECORDING OF THE PLAT

LOCATION: NORTHEAST CORNER OF BRIEF ROAD AND PHILLIP ROAD

3B

SUBDIVISION: GLYNWOOD LAKE SUBDIVISION, RESUBDIVISION OF LOT 4 (S 04-039 CO)

DEVELOPER: JERRY AND JOAN BRASHER

ACTION: RESOLUTION TO APPROVE THE PLAT FOR GLYNWOOD LAKE SUBDIVISION, RESUBDIVISION OF LOT 4 (S 04-039 CO) AND AUTHORIZE THE RECORDING OF THE PLAT

LOCATION: +/-120 FEET NORTH OF HOLLY DRIVE; +/-44.1 FEET WEST OF LOOKOUT DRIVE

3C

SUBDIVISION: HIGHLAND POINT SUBDIVISION (S 04-042 CC)

DEVELOPER: LATTING ROAD PARTNERS, L.L.C.

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO HIGHLAND POINT SUBDIVISION (S 04-042 CC) AND AUTHORIZE THE RECORDING OF THE PLAT WHEN BONDING PROCEDURES HAVE BEEN FULFILLED

LOCATION: BEGINNING +/-283 FEET WEST OF THE INTERSECTION OF HUNTINGTON OAKS DRIVE AND BENA COVE

3D

SUBDIVISION: HOLMES/MINERAL WELLS P.D. AMENDED, PHASE 14, PART OF PARCEL A AND PART OF C

DEVELOPER: FARNSWORTH INDUSTRIAL L.P. AND R.F. PARTNERSHIP

ACTION: RESOLUTION TO RESCIND RESOLUTION NUMBER 6A ADOPTED JUNE 4, 2001, FOR HOLMES/MINERAL WELLS P.D. AMENDED, PHASE 14, PART OF PARCEL A AND PART OF C

LOCATION: SOUTHEAST CORNER OF HOLMES ROAD AND MINERAL WELLS EXTENDING TO THE NORTH SIDE OF STATE LINE ROAD

AGENDA # 3
MAY 23, 2005

3E

SUBDIVISION: SUNSET LAKES SUBDIVISION, FIRST ADDITION (S 02-035 CC)

DEVELOPER: SUNSET LAKES, L.L.C.

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO SUNSET LAKES SUBDIVISION, FIRST ADDITION (S 02-035 CC) AND AUTHORIZE THE RECORDING OF THE PLAT WHEN BONDING PROCEDURES HAVE BEEN FULFILLED

LOCATION: WESTERN TERMINUS OF MEEGAN DRIVE EXTENDING TO THE EAST SIDE OF COVINGTON PIKE ROAD

3F

SUBDIVISION: WINDYKE PARK P.D., PHASE 4, AREA B AND WINDYKE PARK SOUTH P.D. (P.D. 96-322 CC)

DEVELOPER: MRB-FOREST HILLS, L.P.

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO WINDYKE PARK P.D., PHASE 4, AREA B AND WINDYKE PARK SOUTH P.D. (P.D. 96-322 CC)

LOCATION: EXISTING SOUTHERN TERMINUS OF CHAMPION HILLS DRIVE, 1,170 FEET SOUTH OF WINCHESTER ROAD

[For questions regarding the Agenda, please call Steve Summerall at 545-4301.]